

BOARD OF FORESTRY AND FIRE PROTECTION PROFESSIONAL FORESTERS REGISTRATION

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Professional Foresters Examining Committee

OPEN SESSION MEETING MINUTES

Held: June 7, 2018

Resources Building, 1416 9th Street
15th Floor Large Conference Room, 1506-12
Sacramento, California

Members Present:

Otto van Emmerik
Larry Forero
Jerry Jensen
Dan Sendek

Staff Participating:

Dan Stapleton, Acting Executive Officer Shuhani
Patel, Assistant to the Executive Officer

Board of Forestry:

Matt Dias

Rancho Guejito:

Taiga Takahashi (webinar)

CLFA:

George Gentry
Ricky Shurtz

1. Approval of Open Session Minutes of June 7, 2018 Minutes.

Minutes were reviewed and no changes were made.

6-07-01 Member Sendek moved for the approval of the February 13, 2018 minutes with changes. Member Forero seconded.

Roll Call:) van Emmerik (Aye); Sendek (Aye); Forero (Aye); Jensen (Abstained). Motion carries unanimously.

2. Reports from the Chairman and Executive Officer.

EO Stapleton mentioned that there have been no new complaints filed.

EO brought up that the grader contractor has been opened for bidding and will conclude at the end of June. This contract is to replace Jim Ostrowski.

3. Discussion of CRM certification/licensing and petition for rulemaking by Latham & Watkins for Rancho Guejito.

EO Stapleton researched the 4 issues that the Board asked to address:

- 1) Enforcement of "Honesty and Integrity."
- 2) Adhere and enforce professional standards set by CRM panel for certification.
- 3) Over see impartiality on CRM cases.
- 4) Timely submission of annual reports by CRM Panel.

EO Stapleton discussed that he reviewed legal documents, regulations, and historic data and came up with several conclusions. The good moral character clause only applies to RPF applicants and not CRM certification applicants and it is not a continuing requirement for RPFs. The enforcement of standards does not go into effect until the CRM applicant is certified and then is taken over and handled by PFEC. All violations of discipline under PRC 1612-1614 need to be substantially related to the functions and duties of the licensee or certificant. The PFEC requires notification by a professional society of any complaint against a certified specialist to ensure the appropriate discipline process and actions are applied per PRC 1612-14.

Attorney Takahashi stated that he disagrees with much of Dan's summary. He stated that the board made the regulations and the petition is asking the Board to use their authority to adopt new regulations to address the 4 issues at hand.

4. Review of professional renewal fees and draft Initial Statement of Reasons (ISOR) for fee changes. Review of retired RPF proposal by CLFA.

An Initial Statement of Reasons was brought up to increase fees for viability. The fees would be raised from \$190 to \$350 bi-annual for RPFs and from \$70 to \$130 bi-annual for CRMs for renewals.

George Gentry from CLFA discussed a limited status license for RPFs that have been registered for over 25 years. He mentioned that the license fee structure should match the current RPF renewal fee of \$190.00 to address the RPFs that are currently on withdrawal status. Gentry stated that the limited licensee should not be allowed to sign timber harvest documents. The limited license would perseve at least a 100 licenses once the fee increase takes place.

Forero asked EO Stapleton to look into statutes regarding the proposal of the limited license and the activities that are included.

George Gentry stated that a full review including from Counsel should be conducted for the limited license before taking action.

Jensen supported the idea of the limited license.

6. PFEC membership expiration and consideration of PFEC appointments.

Frank Mulhair and James Hawkin's resumes and applications were reviewed by PFEC.

Chair van Emmerik suggested that two RPF industry seats should be submitted to the Board for review with direction to select one individual of the two.

06-07-02 Forero moved to submit for review Frank Mulhair and James Hawkin's application for the PFEC and have the Board select one. Member Jensen seconded.

Roll Call:) van Emmerik (Aye); Sendek (Aye); Forero (Aye); Jensen (Aye). Motion carries unanimously

Adjourn.